HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE Ms. JUSTICE G. ROHINI

Writ Petition No. 9675 of 2002

Between:

Pala Satyanarayana & others

... Petitioners

And

The District Collector,
West Godavari District at Eluru & others

... Respondents

:: O R D E R ::

Counsel for the petitioners : Shri C. Ramachandra Raju

Counsel for respondent Nos. 1 and 3: Assistant Government Pleader for Revenue

October 22, 2007

Per G.S. Singhvi, CJ

In this petition, the petitioners have made the following substantive prayer:

> " Under these circumstances, it is just and necessary in the interests of justice that this Hon'ble Court may be pleased to –
> (1)issue an order or direction, more in the nature of writ of mandamus, directing the respondents not to interfere unlawfully with the right of the petitioners to carry out the repair work to their fish tank situated in their own land measuring an extent of Ac.7.34 cents in R.S.Nos. 814/1, 814/2, 814/3, 814/4 and 841/1C of Koteswara Durgapuram, H/o Chattaparru village, Eluru Mandal, West Godavari District, by declaring the unlawful interference of the

respondents with the right of the petitioners to carry out the repair work to their fish tank in their own land is without jurisdiction, unlawful, unwarranted, arbitrary, discriminatory, being violative of principles of natural justice and also violative of Articles 14 and 21 of the Constitution of India.

(2)to direct the respondents not to interfere unlawfully with the right of the petitioners to carry out the repair work in the fish tank situated in their own land admeasuring an extent of Ac.7.34 cents in R.S.Nos. 814/1, 814/2, 814/3, 814/4 and 841/1C of Koteswara Durgapuram, H/o Chataparru Village, Eluru Mandal, West Godavari District, pending disposal of the above writ pewtition;

and pass such other and further order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

Learned counsel for the petitioners says that the writ petition has become infructuous and the same may be disposed of as such. Ordered accordingly.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No.11903 of 2002 filed by the petitioners for interim relief is also disposed of as infructuous.

G.S. SINGHVI, CJ

G. ROHINI, J

October 22, 2007
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